



Attorney Docket No. P61750US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Albrecht WENDEL et al.

Serial No.: 10/761,237

Group Art Unit: 1645

Filed: January 22, 2004

Examiner: Jana A. Hines

For: TEST PROCEDURE WITH BIOLOGICAL SYSTEM

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Commissioner for Patents

Mail Stop RCE

P.O. Box 1450

Alexandria, VA 22313-1450

1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed ____.
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed ____.
 - iii. ☐ Other ____.
- b. Enclosed
 - i. ☒ Amendment, including attachment
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☒ Petition for extension of time
 - v. ☐ Other: _____.

2. Miscellaneous

- a. ☐ Suspension of action under Rule 103(c) is requested for __ months (fee required).
- b. ☐ Other ____.

3. Fees The RCE fee (Rule 17(e)) is required (Rule 114) when the RCE is filed.

- ☐ Charge the following fees to Deposit Account No. 06-1358
- ☒ Form PTO-2038 in the amount of **\$1270** is enclosed
- ☒ Small entity status established in connection with the subject application
 - i. ☒ RCE fee \$810 ☐ Small Entity \$405 ☒ (required)
 - ii. ☒ Extension of time fee \$865.00
 - iii. ☐ Excess claims fee \$
 - iv. ☐ Suspension of action fee \$
 - v. ☐ Other ____.

Petition is hereby made for any necessary extension of time associated, herewith. Charge any unpaid fees associated, herewith, to Deposit Account No. 06-1358.

JACOBSON HOLMAN PLLC

400 Seventh Street, N. W.

Washington, D.C. 20004-2201

Tel. 202-638-6666

Date: March 15, 2010

WEP: mwb

H:\wep&secretary\2010\March\P61750US1 rce.wpd

By:


William E. Player

Registration No. 31,409

03/16/2010 HVUONG1 00000003 10761237

01 FC:2001

405.00 OP